



**BOARD OF EQUALIZATION**  
**LEGISLATIVE COMMITTEE MEETING MINUTES**  
HONORABLE CAROLE MIGDEN, CHAIRWOMAN  
450 N STREET, SACRAMENTO, ROOM 122  
FEBRUARY 5, 2003 9:30 AM

----- Minutes -----

**1. Legislative Bills - Recommendations for Board Positions**

**PROPERTY TAXES**

<u>Bill No.</u>	<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Committee Rec:</u>	<u>Status</u>
1. AB 82	Dutton	01/06/03	Property taxes: homeowners' property exemption	Put Over	Assem. Rev. & Tax.
2. SB 17	Escutia	12/02/02	Property taxation: change in ownership (split roll)	Put Over	Senate Rules Com.
3. SB 3x	Escutia	01/16/03	Property taxation: change in ownership (split roll)	Put Over	Senate Rules Com

**BUSINESS TAXES**

<u>Bill No.</u>	<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Committee Rec:</u>	<u>Status</u>
4. SB 47	Ackerman and Poochigian	01/09/03	Sales and use tax: MIC extension	Put Over	Senate Rev. & Tax. Committee
5. SCA 2	Torlakson	12/02/02	Local government: sales taxes: transportation	Defer to Board ----- <b>Board Action: Support</b>	Senate Transportation
6. SB 2x	Poochigian and Ackerman	01/06/03	Sales and use tax: MIC extension	Put Over	Senate Rev. & Tax.

## **2. 2003 Legislative Proposals**

### **PROPERTY TAXES**

#### **2003 Legislative Proposals**

Set forth below are suggestions for Property Taxes legislation to be sponsored by the Board in the first year of the 2003-2004 Legislative Session (see attachments). Additional suggestions will be included on the agenda for March, 2003.

#### **New Business**

##### **Suggestion Number**

- 1-13      Amend Section 69.4 of, and add Section 74.7 to, the Property Taxes Law to remove the new construction exclusion from Chapter 2, *Change In Ownership*, and add it to Chapter 3, *New Construction*.**

Source: Property and Special Taxes Department and Legal Department

Revenue Impact: None

**Recommendation: Adopt**

- 1-14      Amend Sections 75.11 and 532 of the Property Taxes Law to delete the erroneous reference to "change in control."**

Source: Property and Special Taxes Department and Legal Department

Revenue Impact: None

**Recommendation: Adopt**

- 1-15      Amend Government Code Section 51203 to correct the Revenue and Taxation Code reference and Government Code Section 51283 to require that property owners be notified of the cancellation value.**

Source: Property and Special Taxes Department and Legal Department

Revenue Impact: None

**Recommendation: Adopt**

## **BUSINESS TAXES**

### **Sales and Use Taxes**

#### **2003 Legislative Proposals**

Set forth below are suggestions for Sales and Use Taxes legislation to be sponsored by the Board in the first year of the 2003-2004 Legislative Session (see attachments). Additional suggestions will be included on the agenda for March, 2003.

#### **Old Business**

##### **For Reconsideration**

##### **Suggestion Number**

- 3-4      Amend Section 1653.5 of the Vehicle Code to allow the Board to access the social security number data maintained by the Department of Motor Vehicles.**

Source: Sales and Use Tax Department

Revenue Impact: None

**Recommendation: Adopt**

#### **New Business**

##### **Suggestion Number**

- 3-5      Add Article 2.5 (commencing with Section 7076.1) to the Sales and Use Tax Law to reauthorize the Board to implement a managed audit program.**

Source: Honorable John Chiang

Revenue Impact: Potential \$1 million annual revenue increase, depending upon change in criteria and level of participation.

**Recommendation: Adopt**

## **BUSINESS TAXES**

### **Special Taxes**

#### **2003 Legislative Proposals**

Set forth below are suggestions for Special Taxes legislation to be sponsored by the Board in the first year of the 2003-2004 Legislative Session (see attachments). Additional suggestions will be included on the agenda for March, 2003.

#### **New Business**

##### **Suggestion Number**

- 4-5      Amend Sections 30438 and 30449 of the Cigarette and Tobacco Products Tax Law to allow any person owning or claiming any interest in cigarettes, as specified, to file a petition with the Board requesting the release or recovery of the cigarettes.**

Source: Honorable Claude Parrish

Revenue Impact: Approximately \$90,000 annual increase.

**Recommendation: Put Over**

**Approved** /S/ Carole Migden  
Carole Migden, Chairwoman

/S/ James E. Speed  
James E. Speed, Executive Director

**BOARD APPROVED**

at the 2/6/03 Board Meeting

/S/ Deborah Pellegrini  
Deborah Pellegrini, Chief  
Board Proceedings Division